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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/684,852
	Filing Date	10/14/2003
	First Named Inventor	Hong-Goo Kang
	Art Unit	
	Examiner Name	
Total Number of Pages in This Submission	Attorney Docket Number	2000-0141Con

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input checked="" type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	Postcard receipt
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	Notice of Omitted Items
<input type="checkbox"/> Certified Copy of Priority Document(s)	Remarks	Figures 2, 3 and copy of stamped postcard
<input type="checkbox"/> Response to Missing Parts/Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Thomas M. Isaacson, Reg. No. 44166		
Signature			
Date	February 4, 2004		

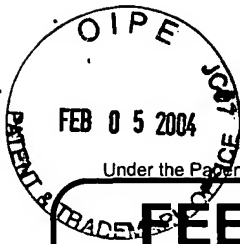
CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Thomas M. Isaacson		
Signature		Date	February 4, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (08-03)

Approved for use through 07/31/2006. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 130

Complete if Known

Application Number	10/684,852
Filing Date	October 14, 2003
First Named Inventor	Hong-Goo Kang
Examiner Name	T. Smits
Art Unit	2654
Attorney Docket No.	2000-0141Con

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:Deposit Account Number
502960Deposit Account Name
Law Office of T. Isaacson

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments
☐ Charge any additional fee(s) during the pendency of this application
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	750	2001	375	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	520	2003	260	Plant filing fee	
1004	750	2004	375	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					(\$)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

	Extra Claims	Fee from below	Fee Paid
Total Claims	-20** = 0	X	0
Independent Claims	-3** = 0	X	0
Multiple Dependent			0

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	84	2201	42	Independent claims in excess of 3
1203	280	2203	140	Multiple dependent claim, if not paid
1204	84	2204	42	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2) (\$) 0				

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	410	2252	205	Extension for reply within second month	
1253	930	2253	465	Extension for reply within third month	
1254	1,450	2254	725	Extension for reply within fourth month	
1255	1,970	2255	985	Extension for reply within fifth month	
1401	320	2401	160	Notice of Appeal	
1402	320	2402	160	Filing a brief in support of an appeal	
1403	280	2403	140	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,300	2453	650	Petition to revive - unintentional	
1501	1,300	2501	650	Utility issue fee (or reissue)	
1502	470	2502	235	Design issue fee	
1503	630	2503	315	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	130
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	750	2809	375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	750	2810	375	For each additional invention to be examined (37 CFR 1.129(b))	
1801	750	2801	375	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 130

SUBMITTED BY

(Complete if applicable)

Name (Print/Type)	Thomas M. Isaacson	Registration No. (Attorney/Agent)	44166	Telephone	410-414-3056
Signature		Date	February 4, 2004		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: :
: :
Hong-Goo Kang : :
: :
Serial No.: 10/684,852 : :
: :
Filed: 10/14/2003 : :
: :
FOR: PSEUDO-CEPSTRAL : :
ADAPTIVE SHORT-TERM : :
POST-FILTERS FOR SPEECH : :
CODERS : :

PETITION

Mail Stop: Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This Petition is in response to the Notice of Omitted Items In a Nonprovisional Application filed Under 37 C.F.R. 1.53(b). The Notice indicated that Figures 2 and 3 appeared to be omitted from patent application. Applicant hereby Petitions the Commissioner for Patents that the omitted figures were in fact deposited with the U.S. PTO with the nonprovisional patent application papers. The filing date of the Application including the subject matter of figures 2 and 3 should be October 14, 2003.

Exhibit A, attached to this Petition, provides a copy of the date-stamped return receipt postcard received from the Patent Office based on the nonprovisional filing papers. The postcard indicates that included in the filing papers were 9 sheets of formal drawings. MPEP 503 states that "A postcard receipt which itemizes and

properly identifies the items which are being filed serves as *prima facie* evidence of receipt in the PTO of all the items listed thereon on the date stamped thereon by the PTO.” Therefore, the attached stamped postcard provides *prima facie* evidence that figures 2 and 3 were deposited with the Patent Office with the other application papers. Exhibit B includes another copy of figures 2 and 3 to complete the application papers for the Patent Office file.

Applicant further notes that MPEP 503 requires the person receiving the items in the PTO will check the listing on the postcard against the filed items to insure that all items identified on the postcard receipt are in fact filed. If any of the items listed on the postcard were missing from the papers filed, the person is to cross off and initial on the postcard those items that are missing. On the stamped postcard Applicant received from the PTO, there are no marks or initials on the checked drawings portion. Therefore, there is no indication by the person checking the filing papers against the postcard receipt that any items were missing.

Therefore, Applicant respectfully requests that the Commissioner accept that figures 2 and 3 were in fact deposited in the U.S. PTO on October 14, 2003. Applicant also requests that the petition fee be refunded accordingly.


(Applicant also notes that in the Preliminary Amendment of the continuation patent application, Applicant incorporated by reference the contents of the parent case, which included all the figures including figures 2 and 3. Therefore, via incorporation of the parent case contents, figures 2 and 3 are included in the present application)

CONCLUSION

An early action on the merits is respectfully requested. Any questions regarding this Petition should be directed to the undersigned. Please charge and/or credit deposit account 502960.

Respectfully submitted,

Date: 2/4/04


by Thomas M. Isaacson
Attorney for Applicants
Reg. No. 44,166
Phone: (410) 414-3056

Correspondence Address:
Samuel H. Dworetsky
AT&T Corp.
P.O. Box 4110
Middletown, NJ 07748



Attorney's Initials: TM
COMMISSIONER FOR PATENTS, BOX Patent Application

☒ Express Mail No. EL 758616791US
☐ Certificate of Mailing

Docket No. 2002-014165

Application No. Con. of 09/834,391

Applicant Hong-guo Kang

Filing Date 10/14/03

- | | | |
|---|---|---|
| <input checked="" type="checkbox"/> Specification | # of Pages <u>20</u> | <input checked="" type="checkbox"/> Assoc./Power of Attorney |
| <input checked="" type="checkbox"/> Claims | # of Pages <u>3</u> | <input checked="" type="checkbox"/> Assignment |
| <input checked="" type="checkbox"/> Abstract | # of Pages <u>1</u> | <input checked="" type="checkbox"/> Recordation Form Cover Sheet |
| <input checked="" type="checkbox"/> Drawings | # of Sheets <u>9</u> <input checked="" type="checkbox"/> Formal | <input checked="" type="checkbox"/> IDS (Information Disclosure Statement) |
| <input type="checkbox"/> Response to O.A. (Type) | | <input checked="" type="checkbox"/> Oath and Declaration |
| <input type="checkbox"/> Response to Notice to File Missing Parts | | <input checked="" type="checkbox"/> PTO 1449 Form with references |
| <input checked="" type="checkbox"/> Amendment (PRELIMINARY) | | <input type="checkbox"/> Preliminary Amendment |
| <input type="checkbox"/> Notice of Appeal | | <input checked="" type="checkbox"/> Transmittal Letter <input checked="" type="checkbox"/> Fee Transmittal Form |
| <input type="checkbox"/> Appeal Brief | | <input type="checkbox"/> Issue Fee Transmittal |
| <input type="checkbox"/> Other | | <input checked="" type="checkbox"/> Letter to Official Draftsman |
| <input type="checkbox"/> PCT Request Form | | <input type="checkbox"/> Extension of Time |
| <input type="checkbox"/> PCT Demand Form | | |
| <input type="checkbox"/> PCT Invitation to Correct | | |

22386 U.S. PTO
10/684852



PT 22 Papers mailed to Commissioner of Patents and Trademarks

